



for review of this Order; these petitions, together with any further petitions for review of the FCC Order, have been consolidated in the U.S. Court of Appeals for the D.C. Circuit. See In re FCC 14-164, MCP No. 124 (J.P.M.L. Nov. 13, 2014). Because this action is based on an alleged violation of the Solicited Fax Rule, Masterman's requests this action be stayed until the U.S. Court of Appeals for the D.C. Circuit rules on the validity of this regulation.

Connector Castings opposes a stay on the grounds that Masterman's fails to meet the rigorous legal requirements for a stay based on developments that might occur at some later time in a case pending in another circuit to which Masterman's is not a party. In addition, Connector Castings asserts that it will be harmed by a stay because a decision from the D.C. Circuit might not occur for years, witnesses may no longer be locatable and because it has been unable to conduct any discovery.

In reply, Masterman's asserts that the duration of a stay is not a reasonable basis for its denial. With respect to Connector Castings' concerns regarding the loss of evidence or witnesses, Masterman's asserts this is not a case that will rely heavily on detailed witness testimony, and regardless, Masterman's recognizes its duty to preserve relevant information. Further, one of the purposes of a stay is to avoid expensive and potentially unnecessary discovery and litigation.

A ruling by the D.C. Circuit regarding the validity of the Solicited Fax Rule would be dispositive of Connector Castings' claims in this case. Thus, in the interests of reaching consistent results in similar junk fax cases, the Court will grant Masterman's motion to stay. Because a review of the pleadings indicates this case involves a single fax, the Court is not persuaded that Connector Castings will be unduly prejudiced by such a stay.

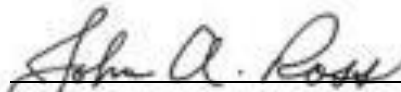
Accordingly,

**IT IS HEREBY ORDERED** that Defendant Masterman's LLP's Motion to Stay [13] is **GRANTED**.

**IT IS FURTHER ORDERED** that this case is **STAYED** pending the D.C. Circuit's resolution of the cases consolidated under Lead Case No. 14-1234.

**IT IS FURTHER ORDERED** that Masterman's shall advise the Court of the D.C. Circuit's decision within ten (10) days of its issuance.

**IT IS FINALLY ORDERED** that the Clerk of Court shall administratively close this matter.

A handwritten signature in dark ink, appearing to read "John A. Ross", is written over a horizontal line.

**JOHN A. ROSS**  
**UNITED STATES DISTRICT JUDGE**

Dated this 6<sup>th</sup> day of October, 2015.